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6 SMITH, DAN PORTER, WILLIAM BODNAR, BILL REITZEL,
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7 DANIELS

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12 5, JEFF CLARK, AND STEVE ROJEK
13

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17 Attorneys for Plaintiff
17 GEORGE L. KIRBYSON

18 UNITED STATES DISTRICT COURT

19 NORTHERN DISTRICT OF CALIFORNIA

20 GEORGE L. KIRBYSON,) CASE NO.: C-09-03990-SC
21)
22 Plaintiff,)
22 v.)
23 TESORO CORPORATION D.B.A TESORO) **JOINT STIPULATION EXTENDING**
24 REFINING AND MARKETING COMPANY, et al.,) **TIME FOR DEFENDANTS TO**
24) **RESPOND TO PLAINTIFF'S FIRST**
25 Defendants.) **AMENDED COMPLAINT**
25) **[N.D. CAL. CIVIL L.R. 6-1(A)]**
26)
26) Courtroom 1, 17th Floor
27) Honorable Judge Samuel Conti
27)
27) Complaint Filed: August 28, 2009
28) Trial Date: None Set

1 Pursuant to Local Rule 6.1(a), the parties hereby stipulate to an extension of time for
 2 Defendants Tesoro Refining and Marketing Company, Bruce Smith, Dan Porter, William Bodnar,
 3 Bill Reitzel, Daniel Carlson, Tammy Meamber, Diane Daniels, United Steelworkers International
 4 Union Local 5, Jeff Clark, and Steve Rojek (collectively "Defendants") to respond to Plaintiff
 5 George L. Kirbyson's ("Plaintiff") First Amended Complaint as follows:

6 WHEREAS, on August 28, 2009, Plaintiff filed his civil Complaint in this action;

7 WHEREAS, the parties previously stipulated and agreed that Defendants' response to
 8 Plaintiff's Complaint would be due no later than November 20, 2009;

9 WHEREAS, Plaintiff has indicated that he intends to file a First Amended Complaint in
 10 this action prior to the Initial Case Management Conference scheduled for December 4, 2009;

11 WHEREAS, the parties have stipulated and agreed that Defendants shall not respond to
 12 the original Complaint filed in this action, but shall instead respond only to Plaintiff's First
 13 Amended Complaint once it is filed;

14 WHEREAS, the parties have stipulated and agreed that Defendants' response will be filed
 15 no later than December 11, 2009;

16 WHEREAS, the extension of time for Defendants to respond does not alter the date of any
 17 event or any deadline already fixed by Court order. *See* LCvR 6-1(a).

18 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:

19 1. Defendants shall respond to Plaintiff's First Amended Complaint on or before
 20 December 11, 2009.

21 SO STIPULATED:

<p>22</p> <p>23</p> <p>24</p> <p>25</p> <p>26 Dated: November 23, 2009</p> <p>27</p> <p>28</p>	<p>Michael S. Chamberlin Candace S. Bertoldi FULBRIGHT & JAWORSKI L.L.P.</p> <p>By <u>/s/ Candace S. Bertoldi</u> Candace S. Bertoldi Attorneys for Defendant Tesoro Refining and Marketing Company, Bruce Smith, Dan Porter, William Bodnar, Bill Reitzel, Daniel Carlson, Tammy Meamber, and Diane Daniels</p>
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1	Daniel Boone WEINBERG, ROGER & ROSENFELD
2	Dated: November 23, 2009
3	By: <u>/s/ W. Daniel Boone</u> W. Daniel Boone Attorneys for Defendant United Steelworkers International Union Local 5, Jeff Clark, and Steve Rojek
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6	
7	Shanan L. Hewitt MORENA & RIVERA LLP
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9	Dated: November 23, 2009
10	By: <u>/s/ Shanan L. Hewitt</u> Shanan L. Hewitt Attorneys for Plaintiff George L. Kirbyson
11	
12	
13	I, Candace S. Bertoldi, am the ECF User whose ID and password are being used to file
14	this joint Stipulation. In compliance with General Order 45, X.B., I hereby attest, through my
15	signature above, that W. Daniel Boone and Shanan Hewitt concurred in this filing.
16	
17	Michael S. Chamberlin Candace S. Bertoldi FULBRIGHT & JAWORSKI L.L.P.
18	
19	Dated: November 23, 2009
20	By <u>/s/</u> Candace S. Bertoldi Attorneys for Defendant Tesoro Refining and
21	Marketing Company
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